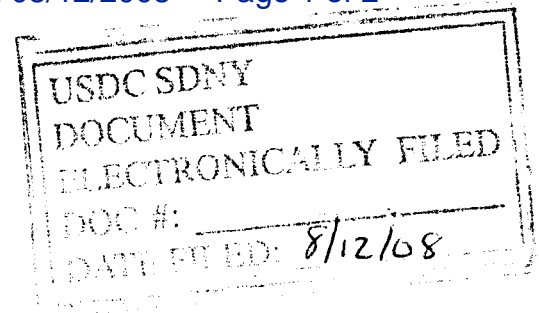


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK



----- X

FAMOUS HORSE INC. d/b/a V.I.M., :

Plaintiff, :

-against- :

5TH AVENUE PHOTO INC. et al., :

Defendants. :

----- X

07 Civ. 7818 (WHP)


ORDER

WILLIAM H. PAULEY III, District Judge:

On May 19, 2008, this Court granted Defendants 5th Avenue Photo Inc., M&B Suit Warehouse, Inc., I D-Dealz, Inc., Mike Bouskila, and Moshe Bouskila's motion to dismiss. On July 8, 2008, this Court denied Plaintiff Famous Horse Inc. d/b/a V.I.M.'s ("Famous Horse") motion to amend the Complaint. Famous Horse subsequently filed a motion to amend the Complaint pursuant to Rule 59 of the Federal Rules of Civil Procedure. Because Famous Horse's motion recites the same arguments as its motion to amend the Complaint, it is denied.

Dated: August 8, 2008
New York, New York

SO ORDERED:


WILLIAM H. PAULEY III
U.S.D.J.

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